

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

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In re Application of:

Whitbourne et al.

Art Unit: 1618

Application No: 09/834,307

Examiner: M.P. Young

Confirmation No: 3036

Filing Date: April 12, 2001

Atty. Docket No: 32286-192724

For: TARGETED THERAPEUTIC AGENT  
RELEASE DEVICES AND METHODS OF  
MAKING AND USING THE SAME

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Customer No:

**\*26694\***

**26694**

PATENT TRADEMARK OFFICE

**REQUEST FOR REFUND**

**Mail Stop 16 (Refunds)**

Director of the U.S. Patent and Trademark Office

P.O. Box 1450

Alexandria, VA 22313-1450

Dear Sir:

Appellant filed a Notice of Appeal on September 29, 2008 in response to the final Office Action dated May 28, 2008 in the above-referenced application, along with a Petition for a one-month Extension of Time. The large entity Notice of Appeal and one-month Extension of Time fees of \$510.00 and \$120.00 were authorized to be charged to Deposit Account No. 22-0261. Also, in the Petition for a three-month Extension of Time filed with the Amendment dated February 22, 2008, the large entity fee was paid. The above-referenced application, however, was filed in the U.S. Patent and Trademark Office on April 12, 2001, as a "small entity." Applicant, therefore, respectfully requests a refund in the amount of \$840.00, representing the payment amount less the small entity rate.

Please refund the government fees (in the amount of \$840.00) by crediting the refunded amount to our Deposit Account No. 22-0261, and notify the undersigned accordingly.

Dated: May 4, 2009

Respectfully submitted,

By: /Ryan M. Flandro/

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